

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ASCENTIVE, LLC,

Plaintiff,

v.

GOOGLE, INC.,

Defendant.

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: Civil Action No. 2:09-cv-02871
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NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

NOTICE IS HEREBY GIVEN that pursuant to Federal Rule of Civil Procedure 41(a)(1), plaintiff Ascentive, LLC, voluntarily dismisses the above captioned action against defendant Google, Inc., *without prejudice*. This notice of dismissal is being filed with the Court before service by Google, Inc., of either an answer or a motion for summary judgment.

FLASTER/GREENBERG P.C.

By: /s/Alexis Arena

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Dated: July 30, 2009

CERTIFICATE OF SERVICE

I hereby certify that on July 30, 2009, I caused to be served a true and correct copy of the foregoing Notice of Voluntary Dismissal Without Prejudice upon the following via the Court's electronic filing system:

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Dated: July 30, 2009